

# SENATE JOURNAL

EIGHTY-SECOND LEGISLATURE — REGULAR SESSION

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AUSTIN, TEXAS

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PROCEEDINGS

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## THIRTY-SECOND DAY

(Monday, March 28, 2011)

The Senate met at 1:38 p.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Birdwell, Carona, Davis, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Gallegos, Harris, Hegar, Hinojosa, Huffman, Jackson, Lucio, Nelson, Nichols, Ogden, Patrick, Rodriguez, Seliger, Shapiro, Uresti, Van de Putte, Watson, Wentworth, West, Whitmire, Williams, Zaffirini.

The President announced that a quorum of the Senate was present.

The Most Reverend James A. Tamayo, Bishop, Roman Catholic Diocese of Laredo, was introduced by Senator Zaffirini and offered the invocation as follows:

Heavenly Father, God of all creation, God of all peoples and nations, in Your wisdom and love, You created man and woman and called us to be stewards of Your creation. As this new day begins for the Senate of the State of Texas, we invoke Your presence in our deliberations and activities. We represent communities from diverse parts of this great state. Although we travel to our State Capitol from different directions, as legislators of this state, let us be steadfast in our solidarity to seek the common path that leads to the betterment of all people in our state. Strengthen our resolve to do good. We accept the challenge to listen to one another, to support one another, and to respond generously to those most in need. This we pray in Your holy name. Amen.

Senator Whitmire moved that the reading of the Journal of the proceedings of the previous day be dispensed with and the Journal be approved as printed.

The motion prevailed without objection.

## MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Monday, March 28, 2011 - 1

The Honorable President of the Senate  
Senate Chamber  
Austin, Texas

Mr. President:

I am directed by the House to inform the Senate that the House has taken the following action:

THE HOUSE HAS PASSED THE FOLLOWING MEASURES:

**HB 451**

Lucio III

Relating to the creation of a Don't Mess with Texas Water program to prevent illegal dumping that affects the surface waters of this state.

Respectfully,

/s/Robert Haney, Chief Clerk  
House of Representatives

**PHYSICIAN OF THE DAY**

Senator Ogden was recognized and presented Dr. Kurtis W. Davis of Bryan as the Physician of the Day.

The Senate welcomed Dr. Davis and thanked him for his participation in the Physician of the Day program sponsored by the Texas Academy of Family Physicians.

**SENATE RESOLUTION 623**

Senator Williams offered the following resolution:

WHEREAS, The Senate of the State of Texas is pleased to welcome the members of the delegation of Leadership Southeast Texas to the Capitol and to designate March 28, 2011, Leadership Southeast Texas Day at the State Capitol; and

WHEREAS, Leadership Southeast Texas is a regional educational nonprofit corporation serving the counties of Chambers, Hardin, Jasper, Jefferson, Liberty, Newton, Orange, and Tyler and the Bolivar Peninsula portion of Galveston County; and

WHEREAS, Founded in 1992, the organization aims to identify and motivate leaders in the Southeast Texas region and to provide opportunities for leadership development and networking, while contributing to regional economic advancement; and

WHEREAS, The members of Leadership Southeast Texas identify and study issues that are of ongoing significance to area businesses and seek ways to encourage communication between regional citizens and the prominent leaders of our state; and

WHEREAS, The organization has recognized that the future of the region is determined by its young people, and early this year, it launched Youth Leadership Southeast Texas with an inaugural conference that attracted 94 high school student participants and 40 faculty liaisons; and

WHEREAS, Leadership Southeast Texas Day is an opportunity for alumni and new members to gather together and celebrate the organization's achievements and the positive impact it has had on the communities of Southeast Texas; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 82nd Legislature, hereby commend the members of Leadership Southeast Texas on their accomplishments and extend best wishes to them for a productive and memorable Leadership Southeast Texas Day at the State Capitol; and, be it further

RESOLVED, That a copy of this Resolution be prepared in honor of this special occasion.

WILLIAMS  
HUFFMAN  
NICHOLS

**SR 623** was read and was adopted without objection.

#### **GUESTS PRESENTED**

Senator Williams was recognized and introduced to the Senate a Leadership Southeast Texas delegation: Dr. Joe Burns, Lequin Hilderbrand, Kim McMurray, Danny Osborne, and Sherri Drodody.

The Senate welcomed its guests.

#### **SENATE RESOLUTION 248**

Senator Deuell offered the following resolution:

**SR 248**, Recognizing March 28, 2011, as Miss Texas Day at the State Capitol.

The resolution was again read.

The resolution was previously adopted on Tuesday, February 15, 2011.

#### **GUESTS PRESENTED**

Senator Deuell, joined by Senator Davis, was recognized and introduced to the Senate Miss Texas 2010, Ashley Melnick, and Miss Teen Texas 2010, Madison Fuller, and a delegation of Miss Texas scholarship pageant participants.

The Senate welcomed its guests.

#### **SENATE RESOLUTION 574**

Senator Williams offered the following resolution:

WHEREAS, The Senate of the State of Texas is pleased to recognize Gabriel Thomas McDowell and Drew Christian McDowell on their initiative and hard work in learning about the legislative process; and

WHEREAS, While working together in a family setting studying the state's official symbols, Gabriel and Drew, aged eight and six respectively, noted the absence of an official state cupcake; and

WHEREAS, These two determined young Texans set out to find the state's best cupcake, combining their quest with the Magnolia, Texas, Relay for Life, an all-night event whose purpose is to raise money for cancer research; and

WHEREAS, Their team, Craving a Cure, sought contestants from bakeries, cupcakeries, and individual bakers across the state and received more than 300 donated cupcakes, with 20 different flavors entered in the bake-off in service of this worthy cause; and

WHEREAS, Gabriel and Drew are truly deserving of recognition for their perseverance and their hard work, not only in raising money for cancer research, but in their pursuit of knowledge about the legislative process in our state; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 82nd Legislature, hereby commend Gabriel Thomas McDowell and Drew Christian McDowell on their initiative and resolve and extend to them best wishes for continued success in their quest for knowledge; and, be it further

RESOLVED, That a copy of this Resolution be prepared for them as an expression of esteem from the Texas Senate.

**SR 574** was read and was adopted without objection.

### **GUESTS PRESENTED**

Senator Williams, joined by Senator Shapiro, was recognized and introduced to the Senate Gabriel Thomas McDowell, Drew Christian McDowell, and Lisa Britten.

The Senate welcomed its guests.

### **PERMISSION TO INTRODUCE BILLS AND RESOLUTIONS**

On motion of Senator Whitmire and by unanimous consent, Senate Rule 7.07(b) was suspended to permit the introduction of the following bills and resolutions:

**SB 1878, SB 1883, SB 1884, SB 1885, SB 1886, SCR 34, SCR 35, SCR 36, SCR 37, SJR 4.**

### **SENATE BILLS AND RESOLUTIONS ON FIRST READING**

The following bills and resolutions were introduced, read first time, and referred to the committees indicated:

**SB 1878** by Deuell

Relating to the program of all-inclusive care for the elderly.  
To Committee on Health and Human Services.

**SB 1879** by Huffman

Relating to the option of providing electronic recordings of proceedings in the municipal court of record for the City of Houston.  
To Committee on Jurisprudence.

**SB 1883** by West

Relating to the factors to be considered by the Board of Pardons and Paroles in establishing parole guidelines.  
To Committee on Criminal Justice.

**SB 1884** by Wentworth

Relating to the marketing, hosting, and sale of specialty and personalized license plates.  
To Committee on Transportation and Homeland Security.

**SB 1885** by Watson

Relating to certain comprehensive development agreements of regional mobility authorities.

To Committee on Transportation and Homeland Security.

**SB 1886** by Deuell

Relating to the Fannin County Juvenile Board.

To Committee on Jurisprudence.

**SCR 34** by Duncan

Congratulating the City of Lamesa on the occasion of its first Original Chicken-Fried Steak Festival.

To Committee on Administration.

**SCR 35** by Wentworth

Designating western swing as the official State Music of Texas.

To Committee on Administration.

**SCR 36** by Williams, Fraser, Hinojosa, Huffman, Lucio, Ogden

Urging the members of the Texas congressional delegation to provide to the legislature a cost analysis of the exact funding necessary for full enforcement of all immigration laws in Texas and to immediately report back to the legislature as to the status of that funding and directing the lieutenant governor and the speaker of the house to send a delegation of members from both chambers to meet with members of Congress and members of the executive branch to discuss the border security crisis.

To Committee on Transportation and Homeland Security.

**SCR 37** by Hinojosa

Designating August 7 as Purple Heart Day for a 10-year period beginning in 2011.

To Committee on Veteran Affairs and Military Installations.

**SCR 38** by Hinojosa

Requesting the lieutenant governor and speaker to provide for a joint interim legislative study on the availability of medical treatment for patients with Lyme disease in Texas.

To Committee on Administration.

**SJR 4** by Hinojosa, Fraser, Hegar

Proposing a constitutional amendment providing for the issuance of additional general obligation bonds by the Texas Water Development Board.

To Committee on Finance.

**SR 506** by Rodriguez

Expressing support for the conservation of Castner Range.

To Committee on Veteran Affairs and Military Installations.

**CONCLUSION OF MORNING CALL**

The President at 2:04 p.m. announced the conclusion of morning call.

**SENATE BILL 728 ON SECOND READING**

On motion of Senator Seliger and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 728** at this time on its second reading:

**SB 728**, Relating to a groundwater conservation district's recovery of expenses in closing or capping a well.

The bill was read second time.

Senator Seliger offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **SB 728** (Senate committee report) as follows:

(1) In the recital to SECTION 1 of the bill (page 1, line 12), strike "Subsection (e-1)" and substitute "Subsections (e-1) and (e-2)".

(2) In SECTION 1 of the bill, in added Section 36.118(e-1), Water Code (page 1, line 13), strike "In" and substitute "Except as provided by Subsection (e-2), in".

(3) In SECTION 1 of the bill, in Section 36.118, Water Code (page 1, between lines 16 and 17), insert the following:

(e-2) An entity that drills a well to develop subsurface resources not owned by the landowner is liable for expenses incurred in closing or capping the well, unless the landowner assumes responsibility for the well.

The amendment to **SB 728** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1.

On motion of Senator Seliger and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

**SB 728** as amended was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

**SENATE BILL 728 ON THIRD READING**

Senator Seliger moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 728** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

**Reason for Vote**

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 728**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying

the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 728** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

#### WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

#### **SENATE BILL 587 ON SECOND READING**

On motion of Senator Uresti and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 587** at this time on its second reading:

**SB 587**, Relating to jurisdiction in certain proceedings brought by the attorney general with respect to charitable trusts.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

#### **SENATE BILL 587 ON THIRD READING**

Senator Uresti moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 587** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

#### **Reason for Vote**

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 587**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 587** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed.

Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

#### WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

#### SENATE BILL 864 ON SECOND READING

On motion of Senator Rodriguez and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 864** at this time on its second reading:

**SB 864**, Relating to the services included in a retail price list provided by a funeral establishment.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

#### SENATE BILL 864 ON THIRD READING

Senator Rodriguez moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 864** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

#### Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 864**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 864** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

#### WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

**COMMITTEE SUBSTITUTE  
SENATE BILL 766 ON SECOND READING**

On motion of Senator Estes and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 766** at this time on its second reading:

**CSSB 766**, Relating to the liability of a sport shooting range and the regulation of firearms, ammunition, firearm supplies, and sport shooting ranges.

The bill was read second time.

Senator Hinojosa offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **CSSB 766** (senate committee report) as follows:

(1) In SECTION 4 of the bill, in added Section 128.052(a), Civil Practice and Remedies Code (page 2, line 29), strike "lawful".

(2) In SECTION 4 of the bill, in added Section 128.052(b)(2), Civil Practice and Remedies Code (page 2, line 37), strike "unlawful".

(3) In SECTION 4 of the bill, in added Section 128.052(b)(3), Civil Practice and Remedies Code (page 2, line 38), strike "unlawful".

The amendment to **CSSB 766** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1.

Senator Birdwell offered the following amendment to the bill:

**Floor Amendment No. 2**

Amend **CSSB 766** (senate committee report) as follows:

(1) In SECTION 5 of the bill, in existing Section 229.001(b)(5), Local Government Code (page 3, line 61), strike "or" and substitute "[~~or~~]".

(2) In SECTION 5 of the bill, in existing Section 229.001(b)(6)(D), Local Government Code (page 4, line 2), between "event" and the period, insert the following:

"; or

(7) regulate the hours of operation of a sport shooting range, except that the hours of operation may not be more limited than the least limited hours of operation of any other business in the municipality other than a business permitted or licensed to sell or serve alcoholic beverages for on-premises consumption".

(3) In SECTION 6 of the bill, in added Section 236.002, Local Government Code (page 4, lines 12 and 13), strike "Section 43.002 of this code and".

(4) In SECTION 6 of the bill, in added Chapter 236, Local Government Code (page 4, between lines 19 and 20), insert a new Section 236.003 to read as follows:

Sec. 236.003. REGULATION OF OUTDOOR SPORT SHOOTING RANGE. Notwithstanding Section 236.002, a county may regulate the discharge of a firearm at an outdoor sport shooting range as provided by Subchapter B, Chapter 235.

The amendment to **CSSB 766** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 2.

Senator Ogden offered the following amendment to the bill:

**Floor Amendment No. 3**

Amend **CSSB 766**, in SECTION 4 of the bill, in added Section 128.052(c), Civil Practice and Remedies Code (senate committee report page 2, line 48), by striking "with wilful and wanton negligence".

The amendment to **CSSB 766** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 3.

On motion of Senator Estes and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

**CSSB 766** as amended was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

**COMMITTEE SUBSTITUTE  
SENATE BILL 766 ON THIRD READING**

Senator Estes moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 766** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

**Reason for Vote**

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 766**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 766** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

**SENATE BILL 58 ON SECOND READING**

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 58** at this time on its second reading:

**SB 58**, Relating to the designation of segments of State Highway 359, State Highway 16, and State Highway 285 as the Veterans of the Korean War Memorial Highway.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

**SENATE BILL 58 ON THIRD READING**

Senator Zaffirini moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 58** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

**Reason for Vote**

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 58**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 58** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

**SENATE BILL 38 ON SECOND READING**

Senator Zaffirini moved to suspend the regular order of business to take up for consideration **SB 38** at this time on its second reading:

**SB 38**, Relating to the inclusion of certain private postsecondary educational institutions and career schools and colleges in the higher education accountability system of the Texas Higher Education Coordinating Board.

The motion prevailed.

Senator Fraser asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Duncan offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **SB 38** as follows:

On page 1, line 15, committee report printing Senate Bill 38 strike new language "HIGHER EDUCATION ACCOUNTABILITY SYSTEM" and restore stricken language "REVIEW OF INSTITUTIONAL GROUPINGS".

The amendment to **SB 38** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1.

On motion of Senator Zaffirini and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

**SB 38** as amended was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Nays: Fraser.

**SENATE BILL 38 ON THIRD READING**

Senator Zaffirini moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 38** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 2.

Yeas: Birdwell, Carona, Davis, Deuell, Duncan, Ellis, Eltife, Estes, Gallegos, Harris, Hegar, Hinojosa, Huffman, Jackson, Lucio, Nelson, Nichols, Ogden, Patrick, Rodriguez, Seliger, Shapiro, Uresti, Van de Putte, Watson, West, Whitmire, Williams, Zaffirini.

Nays: Fraser, Wentworth.

**Reason for Vote**

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 38**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The

suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 38** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

#### WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 30, Nays 1.

Nays: Fraser.

#### **SENATE BILL 988 REREFERRED (Motion In Writing)**

Senator Van de Putte submitted a Motion In Writing requesting that **SB 988** be withdrawn from the Committee on Transportation and Homeland Security and rereferred to the Committee on Economic Development.

The Motion In Writing prevailed without objection.

#### **SENATE RULE 11.10(a) SUSPENDED (Public Notice of Committee Meetings)**

On motion of Senator Whitmire and by unanimous consent, Senate Rule 11.10(a) was suspended in order that the Finance Subcommittee on Public Safety might meet today.

#### **CO-AUTHOR OF SENATE BILL 38**

On motion of Senator Zaffirini, Senator Davis will be shown as Co-author of **SB 38**.

#### **CO-AUTHOR OF SENATE BILL 49**

On motion of Senator Zaffirini, Senator West will be shown as Co-author of **SB 49**.

#### **CO-AUTHORS OF SENATE BILL 58**

On motion of Senator Zaffirini, Senators Hinojosa and Lucio will be shown as Co-authors of **SB 58**.

#### **CO-AUTHOR OF SENATE BILL 441**

On motion of Senator Lucio, Senator Van de Putte will be shown as Co-author of **SB 441**.

#### **CO-AUTHOR OF SENATE BILL 726**

On motion of Senator Rodriguez, Senator Carona will be shown as Co-author of **SB 726**.

**CO-AUTHOR OF SENATE BILL 766**

On motion of Senator Estes, Senator Nichols will be shown as Co-author of **SB 766**.

**CO-AUTHOR OF SENATE BILL 873**

On motion of Senator Duncan, Senator West will be shown as Co-author of **SB 873**.

**CO-AUTHORS OF SENATE BILL 876**

On motion of Senator Watson, Senators Davis and Ellis will be shown as Co-authors of **SB 876**.

**CO-AUTHORS OF SENATE BILL 1085**

On motion of Senator Wentworth, Senators Carona and Rodriguez will be shown as Co-authors of **SB 1085**.

**CO-AUTHOR OF SENATE BILL 1436**

On motion of Senator Van de Putte, Senator Lucio will be shown as Co-author of **SB 1436**.

**CO-AUTHORS OF SENATE BILL 1524**

On motion of Senator Hinojosa, Senators Carona and Rodriguez will be shown as Co-authors of **SB 1524**.

**CO-AUTHORS OF SENATE BILL 1848**

On motion of Senator Hegar, Senators Estes and Watson will be shown as Co-authors of **SB 1848**.

**RESOLUTIONS OF RECOGNITION**

The following resolutions were adopted by the Senate:

**Memorial Resolution**

**SR 634** by Van de Putte and Uresti, In memory of Maria Louisa Rodriguez Gonzalez of San Antonio.

**Congratulatory Resolutions**

**SR 630** by West, Recognizing Peyton Phelps of Cedar Hill for being awarded the Royal Rangers Gold Medal of Achievement.

**SR 631** by Jackson, Recognizing Marian Thomas for her service to Communities In Schools of Galveston County.

**SR 632** by Jackson, Recognizing Christopher Fields of the Lakeview Police Department for his service to his community.

**SR 633** by Van de Putte, Recognizing Margaret Q. Lambert on the occasion of her retirement from civil service.

**SR 635** by Davis, Congratulating Victoria and Bernie Scheffler on the birth of their son, Roman Victor Alan Scheffler.

**SR 636** by West, Recognizing Leora Kemp on the occasion of her retirement as librarian at the University of North Texas at Dallas.

**SR 637** by Patrick, Recognizing Louis Bernard Marks on the occasion of his 87th birthday.

**SR 638** by Shapiro, Recognizing Nell Burks Elementary School in McKinney for being named the first Healthy Zone School.

**SR 639** by Van de Putte, Recognizing Robert E. O'Malley for his service to this nation as a member of the United States Marine Corps during the Vietnam War.

**SR 640** by Van de Putte, Recognizing James P. Fleming for his service to this nation as a member of the United States Air Force during the Vietnam War.

**SR 641** by Van de Putte, Recognizing Robert F. Foley for his service to this nation as a member of the United States Army during the Vietnam War.

**SR 642** by Van de Putte, Recognizing Clarence E. Sasser for his service to this nation as a member of the United States Army during the Vietnam War.

### ADJOURNMENT

On motion of Senator Whitmire, the Senate at 2:32 p.m. adjourned until 11:00 a.m. tomorrow.

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## APPENDIX

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### COMMITTEE REPORTS

The following committee reports were received by the Secretary of the Senate in the order listed:

March 28, 2011

HEALTH AND HUMAN SERVICES — **SB 544, SB 821, SB 874, SB 901, SB 957, CSSB 688**

CRIMINAL JUSTICE — **SB 377, SB 887, SB 882, SB 364, SB 159, SB 158, CSSB 122, CSSB 779, CSSB 331, CSSB 82**

EDUCATION — **CSSB 596, CSSB 597**

HEALTH AND HUMAN SERVICES — **CSSB 71, CSSB 229, CSSB 420, CSSB 795**

GOVERNMENT ORGANIZATION — **CSSB 646**

NATURAL RESOURCES — **CSSJR 28, CSSB 332, CSSB 403, CSSB 497, CSSB 737, CSSB 875, CSSB 893**

HEALTH AND HUMAN SERVICES — **CSSB 501**

ECONOMIC DEVELOPMENT — **SB 804, SB 1185, CSSB 803, CSSB 1176, CSSB 1069, CSSB 1047**

HEALTH AND HUMAN SERVICES — **CSSB 969**

TRANSPORTATION AND HOMELAND SECURITY — **CSSB 246, CSSB 548, CSSB 731, CSSB 934, CSSB 959, CSSB 1017, CSSB 1144, CSSB 1145**

EDUCATION — **CSSB 949**

GOVERNMENT ORGANIZATION — **CSSB 644**

INTERGOVERNMENTAL RELATIONS — **SJR 26, SB 628, SB 759, SB 760, SB 765, SB 847, CSSB 900, CSSB 978, CSSB 630**

INTERNATIONAL RELATIONS AND TRADE — **SB 815, SB 816**

HIGHER EDUCATION — **CSSB 28**

STATE AFFAIRS — **SB 258, SB 371, SB 423, SB 642, SB 729, SB 997**

HIGHER EDUCATION — **CSSB 1009**

STATE AFFAIRS — **SB 1160, SB 1226, SB 1714**

### **BILLS ENGROSSED**

March 24, 2011

**SB 37, SB 61, SB 72, SB 77, SB 80, SB 101, SB 117, SB 132, SB 193, SB 219, SB 221, SB 228, SB 250, SB 256, SB 279, SB 282, SB 283, SB 286, SB 333, SB 335, SB 351, SB 356, SB 360, SB 387, SB 398, SB 400, SB 430, SB 439, SB 458, SB 478, SB 481, SB 485, SB 488, SB 490, SB 494, SB 502, SB 503, SB 542, SB 543, SB 545, SB 558, SB 559, SB 563, SB 567, SB 582, SB 594, SB 622, SB 633, SB 638, SB 690, SB 716, SB 761, SB 762, SB 764, SB 785, SB 792, SB 798, SB 799, SB 850, SB 851, SB 859, SB 886, SB 889, SB 890, SB 892, SB 918, SB 944, SB 945, SB 966, SB 983**

### **RESOLUTIONS ENROLLED**

March 24, 2011

**SR 582, SR 583, SR 586, SR 587, SR 588, SR 589, SR 590, SR 591, SR 592, SR 593, SR 594, SR 595, SR 596, SR 597, SR 598, SR 599, SR 600, SR 616, SR 624, SR 625, SR 627, SR 628, SR 629**